

**No. 5599-7Lab.-76/21988.**—Whereas the establishment namely M/s. Rollatainers Limited 20/2, Mathura Road Faridabad (Haryana) covered under the Employee's Provident Fund and Family Pension Fund Act, 1952, has applied for exemption under section 17 of the Employees' Provident Fund and Family Pension Fund Act, 1952 (Central Act 19 of 1952), (hereinafter referred to as the said Act), with effect from the 1st April, 1972;

And whereas the employees of the said establishment are in the enjoyment of benefits in the nature of Provident Fund which in the opinion of the Government are on the whole not less favourable than the benefits provided under the Employees' Provident Fund Scheme, 1952, framed under the said Act;

Now, therefore, in exercise of the powers conferred by clause (a) of sub-section (1) of section 17 of the said Act and subject to the conditions specified in the Schedule annexed hereto, the Governor of Haryana hereby exempts the said establishment from the operation of all the provisions of the Employees' Provident Funds Scheme, 1952, and in pursuance of sub-section (3) of the said section 17, the Governor of Haryana, hereby directs that the employer in relation to the said establishment shall pay within fifteen days of the close of the month to the Employees' Provident Fund, inspection charges at the rate of 0.09 percent (zero point zero per cent) of pay (basic wages, dearness allowance, retaining allowance, if any, and cash value of food concession admissible thereon) for the time being payable to the employees of the said establishment who would have become members under the said Scheme but for this exemption.

#### SCHEDULE

1. The employer shall submit such returns to the Regional Provident Fund Commissioner as may be prescribed from time to time.
2. The employer shall furnish to each employee an annual statement of account or pass book.
3. All expenses involved in the administration of the Fund including the maintenance of accounts, submission of accounts and returns, transfer of accumulations, payment of inspection charges, etc., shall be borne by the employer.
4. Where an employee who is already a member of the Employees Provident Fund (Statutory Fund) or the Provident Fund of another exempted establishment is employed in his establishment, the employer shall immediately enrol him as a member of the fund of the establishment and accept the past accumulations in respect of such employee and credit to his account.
5. The employer shall enhance the rate of Provident Fund contributions appropriately if the rate of Provident Fund contributions for the class of establishment in which his establishment falls, is enhanced under the said Act, so that the benefits under the Provident Fund Scheme of the establishment shall not become less favourable than the benefits provided under the Employees' Provident Fund and Family Pension Fund Act, 1951, and the scheme framed thereunder.
6. If the employer fails to deposit with the Fund, or deposit late the inspection charges as specified above, the employer shall be liable to pay damages as provided under section 14-B of the said Act.
7. The employer shall transfer to the Board of Trustees, administering the fund, within 15 days of the close of each month the Provident Fund contributions and the said Board of Trustees shall invest the Provident Fund moneys in Government or other securities as may be prescribed by the Central Government from time to time.
8. If the employer fails to transfer the Provident Fund contributions regularly, he shall pay interest on the amount at the graded rate as specified in the chart annexed hereto.
9. No amendment of the rules of the Provident Fund shall be made without the approval of the Regional Provident Fund Commissioner.
10. The exemption so granted is liable to be cancelled due to the non-observance of any of the conditions aforesaid or for any sufficient cause.

**STANDARD TABLE FOR PAYMENT OF INTEREST ON THE DELAYED TRANSFER OF PROVIDENT FUND CONTRIBUTIONS TO THE BOARD OF TRUSTEES AND LEVY OF DAMAGES ON INSPECTION CHARGES UNDER SECTION 14-B OF THE E. P. F. AND F. P. F. ACT, 1952.**

No. of defaults	one month or less	Over one month upto two months	Over 2 months upto 3 months	Over 3 months upto 4 months	Over 4 months upto 5 months	Over 5 months upto 6 months	Over 6 months upto 7 months	Over 7 months upto 8 months	Over 8 months upto 9 months	Over 9 months upto 10 months	Over 10 months upto 11 months	Over 11 months upto 12 months	Over 12 months
	per-cent	per-cent	per-cent	per-cent	per-cent	per-cent	per-cent	per-cent	per-cent	per-cent	per-cent	per-cent	per-cent
1st	2	5	10	15	20	25	30	35	40	45	50	55	For default exceeding 12 months
2nd	5	10	15	20	25	30	35	40	45	50	55	60	
3rd	10	15	20	25	30	35	40	45	50	55	60	65	
4th	15	20	25	30	35	40	45	50	55	60	65	70	
5th	20	25	30	35	40	45	50	55	60	65	70	75	the damages leviable shall be an amount equal to the amount in arrears
6th	25	30	35	40	45	50	55	60	65	70	75	80	
7th	30	35	40	45	50	55	60	65	70	75	80	85	
8th	35	40	45	50	55	60	65	70	75	80	85	90	
9th	40	45	50	55	60	65	70	75	80	85	90	95	
10th	45	50	55	60	65	70	75	80	85	90	95	100	
11th	50	55	60	65	70	75	80	85	90	95	100	100	
12th	55	60	65	70	75	80	85	90	95	100	100	100	

Where number of default exceeds 12, the damages leviable shall be an amount equal to the amount in arrears.  
*Note.*—Five days of grace are allowed to employers for payment during which no damages are levied.

**P. P. CAPRIHAN,**  
 Commissioner and Secretary to Government, Haryana,  
 Labour and Employment Department,